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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/682,333	08/21/2001	David Goldberg	105864	6794	
27074 7:	590 06/28/2006		EXAMINER		
OLIFF & BERRIDGE, PLC.			LAO, LUN YI		
P.O. BOX 1992 ALEXANDRIA			ART UNIT	PAPER NUMBER	
	,		2629	2629	

DATE MAILED: 06/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

		Applie	cation No.	Applicant(s)			
		09/68	2,333	GOLDBERG ET	GOLDBERG ET AL.		
	Office Action Summary	Exam	iner	Art Unit			
		LUN-Y	/I LAO	2629			
Period fo	The MAILING DATE of this communic or Reply	ation appears or	the cover sheet	with the correspondence a	address		
WHIC - Exter after - If NO - Failu Any	ORTENED STATUTORY PERIOD FO CHEVER IS LONGER, FROM THE MA asions of time may be available under the provisions of SIX (6) MONTHS from the mailing date of this communi- period for reply is specified above, the maximum statu- re to reply within the set or extended period for reply we reply received by the Office later than three months after an adjustment. See 37 CFR 1.704(b).	ILING DATE OF 37 CFR 1.136(a). In r nication. atory period will apply a ill, by statute, cause the	THIS COMMUI no event, however, may and will expire SIX (6) Me application to become	NICATION. If a reply be timely filed IONTHS from the mailing date of this abandoned (35 U.S.C. § 133).			
Status							
1)	Responsive to communication(s) filed	on <i>4/10/2006</i> .					
,—	• • • • • • • • • • • • • • • • • • • •) This action	is non-final.				
,	Since this application is in condition for	r allowance exc	ept for formal m	atters, prosecution as to the	he merits is		
,	closed in accordance with the practice						
Dispositi	on of Claims						
4)🖂	Claim(s) 1-19 is/are pending in the ap	plication.					
,	4a) Of the above claim(s) is/are	withdrawn from	consideration.		÷		
5)	Claim(s) is/are allowed.						
6)⊠	6)⊠ Claim(s) <u>1-19</u> is/are rejected.						
7)	Claim(s) is/are objected to.						
8)□	Claim(s) are subject to restricti	on and/or election	on requirement.				
Applicati	on Papers						
9)	The specification is objected to by the	Examiner.					
10)[The drawing(s) filed on is/are:	a)∐ accepted o	or b)⊡ objected	to by the Examiner.			
	Applicant may not request that any object	ion to the drawing	(s) be held in abey	yance. See 37 CFR 1.85(a).			
	Replacement drawing sheet(s) including t	he correction is re	quired if the drawi	ng(s) is objected to. See 37 (CFR 1.121(d).		
11)[The oath or declaration is objected to	by the Examiner	. Note the attach	ned Office Action or form F	PTO-152.		
Priority ι	ınder 35 U.S.C. § 119						
a)[12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 						
2)	t(s) e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PT nation Disclosure Statement(s) (PTO-1449 or P r No(s)/Mail Date		Paper N	w Summary (PTO-413) lo(s)/Mail Date of Informal Patent Application (P	TO-152)		

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DETAILED ACTION

Claim Rejections - 35 USC § 112

- 1. The following is a quotation of the first paragraph of 35 U.S.C. 112:
 - The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.
- 2. Claims 1-19 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

The recitation of "placing the object on the physically manipulatable device(element) changes the stored information about the user" in claims 1, 3, 5 and 7 does not disclosed in the specification. The specification only discloses placing the physically manipulatable device(100) on the computer device(200) in a particular location, and then manipulates the physically manipulatable device(100) to record the user's or owner's data; e.g. a macro(see paragraph 29).

Response to Arguments

3. Applicant's arguments with respect to claims 1-19 have been considered but are most in view of the new ground(s) of rejection.

Conclusion

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lun-yi Lao whose telephone number is 571-272-7671. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bipin Shalwala can be reached on 571-272-7681. The

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fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

June 26, 2006

Primary Examiner